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[No.20151-SC/5-14/06(Pt.)/Gen.]

GENERAL ADMINISTRATION DEPARTMENT

RESOLUTION

The 21st October, 2010

**Subject: Grant of concession to physically handicapped persons in the matter of employment in public service-clarification regarding “*inter exchange of vacancies*” appearing in the Para 6 of the GAD Resolution No.3403-2R/1-3/2004/Gen.,dated the 13th February, 2006.**

It has been provided in General Administration Department Resolution No.3403/2R/1-3/2004/Gen., dated the 13th February, 2006 that reservation of posts and services should be made separately for each of the three categories of the physically handicapped persons i.e the Blind, the Deaf and the Orthopaedically handicapped with provision for inter exchange of vacancies if candidates belonging to a particular category of persons are not available or if the nature of vacancies in an office is such that a given category of persons cannot be employed. If in a year, the vacancies reserved for these categories are not filled up, the reservations should be carried over for a period up to three recruitment years.

2. It is observed that the aforesaid provisions of exchange and carry forward of vacancies are not uniformly followed. After careful consideration Government have been please to decide that provisions of Section 33 of the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act,1995 shall *mutatis mutandis* apply to the persons with disabilities in the context of the state. Para 6 of the GAD Resolution No.3403-2R/1-3/2004/Gen.,dated the 13th February, 2006 shall stand modified as below:—

The reservation of posts and services should be made separately for each of the aforesaid three categories of the Physically Handicapped Persons with provisions for inter exchange of vacancies. If in any recruitment year, any vacancy cannot be filled up due to non-availability of a suitable person with disability or for any other sufficient reason, such vacancy shall be carried forward in the succeeding recruitment year and if in the succeeding recruitment year also suitable person with disability is not available, it may first be filled up by interchange among the three categories and only when there is no person with disability available for the post in that year, the employer shall fill up the vacancy by appointment of a person other than a person with disability:

Provided that if the nature of vacancies in an establishment is such that a given category of person cannot be employed, the vacancies may be interchanged among the three categories with the prior approval of the Government.

In order to implement these reservation orders, the jobs which can be performed by various categories of persons with disabilities without loss of productivity, should be identified by the Government/department concerned. The categorisation of the persons with disabilities/physically handicapped persons for employment will be on the basis of definition as per *Annexures*.

For the purpose “**recruitment year**” will mean the “**calendar year**” during which a recruitment is actually made.

**3.** This will come into force with effect from the date of issue of this resolution.

#### **ORDER**

Ordered that the Resolution be published in the extraordinary issue of the *Orissa Gazette* for general information. Ordered also that copies of the Resolution be forwarded to all Departments of Government / all Heads of Departments / all Collectors / Registrar, Orissa High Court / Registrar, Orissa Administrative Tribunal / Special Secretary, Orissa Public Service Commission / Secretary, Orissa Staff Selection Commission.

By order of the Governor

UPENDRA NATH BEHERA  
Special Secretary to Government